

§ 31.400

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SOURCE: 62 FR 43438, Aug. 13, 1997, unless otherwise noted.

§ 31.400 Samples for wool and wool top grades; method of obtaining.

Samples certified as representative of the official standards of the United States for grades of wool and wool top will be furnished as follows, subject to other conditions of this section, upon filing of an approved application and prepayment of costs thereof as fixed in §§ 31.401 and 31.402. The certification will be issued by the United States Department of Agriculture and will be signed by the Director of the Livestock Division or other duly authorized official.

(a) Samples representative of each of the standard grades of wool:

(1) *Complete set*: Grades 80's through 36's. Fourteen samples, each of approximately $\frac{1}{8}$ pound grease wool, or

(2) *Individual sample*: Individual samples of approximately $\frac{1}{8}$ pound of grease wool.

(b) Samples representative of each of the standard grades of wool top:

(1) *Complete set*: Grades 80's through 36's. Fourteen samples, each of approximately 3 ounces wool top, or

(2) *Individual sample*: Individual samples of approximately 3 ounces of wool top, representing a standard grade.

(c) Each application for standard samples of wool or wool top shall be upon an application form furnished or approved by the Agricultural Marketing Service, shall be signed by the applicant, and shall be accompanied by certified check, draft, post office money order, or express money order, payable to the "Agricultural Marketing Service," in an amount to cover the cost of the samples requested, and shall incorporate the following agreement:

(1) That no samples representative of the official wool or wool top standards shall be considered or used as representing such standards after cancellation in accordance with this section.

(2) That the said standard samples shall be subject to inspection by the Secretary or by any duly authorized officer or agent of the Department of Agriculture during usual business hours

of the person having custody of the samples.

(3) That the certificate covering any of the samples representative of the standards may be revoked and canceled by the Director of the Livestock Division if it is found upon such inspection that the said samples are not representative of the official standards.

NOTE TO § 31.400: A sample consists of wool randomly selected from a bulk sample. The measured average and standard deviation of fiber diameter of the bulk sample are within the limits corresponding to the grade of the standard sample as set forth in the voluntary U.S. grade standards. Copies of the voluntary U.S. grade standards can be obtained from Director, Livestock and Seed Division, Agricultural Marketing Service, U.S. Department of Agriculture, P.O. Box 96456, Washington, DC 20090-6456.

§ 31.401 Cost of samples for wool grades.

(a) *Complete set*: \$22 each, delivered to any destination within the United States and \$24 each, delivered to any destination outside the United States.

(b) *Individual sample*: \$2 each, delivered to any destination within the United States and \$2.50 each, delivered to any destination outside the United States.

§ 31.402 Cost of samples for wool top grades.

(a) *Complete set*: \$42 each, delivered to any destination within the United States and \$44 each, delivered to any destination outside the United States.

(b) *Individual sample*: \$3 each, delivered to any destination within the United States and \$3.50 each, delivered to any destination outside the United States.

PART 32—PURCHASE OF GREASE MOHAIR AND MOHAIR TOP SAMPLES

Sec.

32.400 Samples of grease mohair grades; method of obtaining.

32.401 Cost of samples for grease mohair grades.

32.402 Samples of mohair top grades; method of obtaining.

32.403 Cost of samples for mohair top grades.

AUTHORITY: 7 U.S.C. 1621–1627.

Agricultural Marketing Service, USDA

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SOURCE: 62 FR 43439, Aug. 13, 1997, unless otherwise noted.

§ 32.400 Samples of grease mohair grades; method of obtaining.

Samples certified as representative of the official standards of the United States for grades of grease mohair will be furnished as follows, subject to other conditions of this section, upon filing of an approved application and prepayment of the costs thereof as fixed in § 32.401. The certification will be issued by the U.S. Department of Agriculture and will be signed by the Director of the Livestock Division or other duly authorized official.

(a) Samples representative of each of the standard grades of grease mohair:

(1) *Complete set*. Ten certified samples of grease mohair, grades 40s through 18s.

(2) *Individual sample*. Individual certified samples of grease mohair.

(b) Each application for standard samples of grease mohair shall be upon an application form furnished or approved by the Consumer and Marketing Service, shall be signed by the applicant, and shall be accompanied by certified check, draft, post office money order, or express money order, payable to the "Agricultural Marketing Service," in an amount to cover the cost of the samples requested, and shall incorporate the following agreement.

(1) That no samples representative of the official grease mohair standards shall be considered or used as representing such standards after cancellation in accordance with this section.

(2) That the said standard samples shall be subject to inspection by the Secretary or by any duly authorized officer or agent of the Department of Agriculture during usual business hours of the person having custody of the samples.

(3) That the certificate covering any of the samples representative of the standards may be revoked and canceled by the Director of the Livestock Division, if it is found upon such inspection that the said samples are not representative of the official standards.

NOTE TO § 32.400: A certified sample consists of grease mohair randomly selected from a bulk sample. The measured average and

standard deviation of fiber diameter of bulk sample were within the limits corresponding to the grade of the standard sample as set forth in the voluntary U.S. grade standards. Copies of the voluntary U.S. grade standards can be obtained from Director, Livestock and Seed Division, Agricultural Marketing Service, U.S. Department of Agriculture, P.O. Box 96456, Washington, DC 20090-6456.

§ 32.401 Cost of samples for grease mohair grades.

(a) *Complete set*. \$22 each, delivered to any destination with the United States and \$25 each, delivered to any destination outside the United States.

(b) *Individual sample*. \$2.50 each, delivered to any destination within the United States, and \$3 each, delivered to any destination outside the United States.

§ 32.402 Samples of mohair top grades; method of obtaining.

Samples certified as representative of the official standards of the United States of grades of mohair top will be furnished when available as follows, subject to other conditions for this section, upon filing of an approved application and prepayment of the cost thereof as fixed in § 32.403. The certification will be issued by the U.S. Department of Agriculture and will be signed by the Director of the Livestock Division or other official duly authorized by him.

(a) Samples representative of the official grades of mohair top:

(1) *Complete set*. Nine certified samples of mohair top, grades 40s through 20s.

(2) *Individual sample*. Individual certified samples of mohair top, grades 40s through 20s.

(b) Each application for standard samples of mohair top shall be upon an application form furnished or approved by the Agricultural Marketing Service, shall be signed by the applicant, and shall be accompanied by certified check, draft, postal money order, or express money order, payable to the "Agricultural Marketing Service," in an amount to cover the cost of the samples requested and shall incorporate the following agreement:

(1) That no samples representative of the official mohair top standards shall be considered or used as representing

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such standards after cancellation in accordance with this section.

(2) That the said standard samples shall be subject to inspection by the Secretary or by any duly authorized officer or agent of the Department of Agriculture during usual business hours of the person having custody of the samples.

(3) That the certificate covering any of the samples representative of the standards may be revoked and canceled by the Director of the Livestock Division, if it is found upon such inspection that the said samples are not representative of the official standards.

§ 32.403 Cost of samples for mohair top grades.

(a) *Complete set*. Twenty-seven dollars each, delivered to any destination within the United States and \$30 each, delivered to any destination outside the United States.

(b) *Individual sample*. Three dollars each, delivered to any destination within the United States, and \$3.50 each, delivered to any destination outside the United States.

PART 33—REGULATIONS ISSUED UNDER AUTHORITY OF THE EXPORT APPLE ACT

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33.60 OMB control number assigned pursuant to the Paperwork Reduction Act.

AUTHORITY: Sec. 7, 48 Stat. 124; 7 U.S.C. 587.

SOURCE: 71 FR 70644, Dec. 6, 2006, unless otherwise noted.

DEFINITIONS

§ 33.1 Act.

Act and *Export Apple Act* are synonymous and mean “An act to promote the foreign trade of the United States in apples to protect the reputation of American-grown apples in foreign markets, to prevent deception or misrepresentation as to the quality of such products moving to foreign commerce, to provide for the commercial inspection of such products entering such commerce, and for other purposes,” approved June 10, 1933 (48 Stat. 123; 7 U.S.C. 581 *et seq.*), and amended November 12, 1999 (113 Stat. 1321; 7 U.S.C. 581 *et seq.*).

§ 33.2 Person.

Person means an individual, partnership, association, corporation, or any other business unit.

§ 33.3 Secretary.

Secretary means the Secretary of Agriculture of the United States or any officer or employee of the United States Department of Agriculture to whom authority has heretofore been delegated or to whom authority may hereafter be delegated to act in his stead.

§ 33.4 Carrier.

Carrier means any common or private carrier, including, but not limited to trucks, railroads, airplanes, vessels, tramp or chartered steamers whether carrying for hire or otherwise.

§ 33.5 Apples.

Apples mean fresh whole apples in packages whether or not they have been in storage.

§ 33.6 Package.

Package means any container of apples.